

Adopted	Rejected
---------	----------

## COMMITTEE REPORT

YES:	10
NO:	0

### MR. SPEAKER:

*Your Committee on Courts and Criminal Code, to which was referred Senate Bill 84, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1       Page 3, between lines 16 and 17, begin a new paragraph and insert:
- 2       "SECTION 2. IC 12-23-14.5-9 IS AMENDED TO READ AS
- 3       FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 9. (a) As used in this
- 4       section, "board" refers to the board of directors of the judicial
- 5       conference of Indiana under IC 33-38-9-3.
- 6       (b) As used in this section, "effective date" means the date
- 7       established by the board after which minimum employment standards
- 8       will be required for a person employed by a drug court.
- 9       (c) A drug court established under this chapter is subject to the
- 10      regulatory powers of the Indiana judicial center under IC 33-38-9-9.
- 11      (d) With regard to drug courts established under this chapter, the
- 12      Indiana judicial center may do the following:
- 13          (1) Ensure that drug courts comply with rules adopted under this
- 14          section and applicable federal regulations.
- 15          (2) Certify drug courts established under this chapter.

(3) Revoke the certification of a drug court upon a determination that the drug court does not comply with rules adopted under this section and applicable federal regulations.

(4) Make agreements and contracts with:

(A) another department, authority, or agency of the state;

(B) another state;

(C) the federal government;

(D) a state supported or private university; or

(E) a public or private agency;

to implement this chapter.

(5) Require as a condition of operation that each drug court created or funded under this chapter be certified according to rules established by the Indiana judicial center.

(6) Adopt rules to implement this chapter.

(e) The board shall adopt rules concerning standards, requirements, and procedures for initial certification, recertification, and decertification of drug courts.

(f) The board may adopt rules concerning educational and occupational qualifications needed to be employed by a drug court; however, any contract service provider must be licensed by the state or approved by the judicial center. If the board adopts qualifications under this subsection:

(1) the board shall establish an effective date after which a person employed by a drug court must meet the minimum qualifications adopted under this subsection; and

(2) the minimum employment qualifications adopted under this subsection do not apply to a person who is employed:

(A) by a certified drug court before the effective date; or

(B) as administrative personnel.

(g) The board may delegate any of the functions described in subsections (e) and (f) to ~~the court alcohol and drug program advisory a committee or of the Indiana judicial center.~~ **conference of Indiana.**

Page 6, line 23, delete "the court alcohol and drug program".

Page 6, line 24, delete "advisory" and insert "a".

Page 6, line 24, delete "or" and insert "of".

Page 6, line 24, delete "Indiana".

Page 6, line 24, delete "center." and insert **"conference of Indiana."**

- 1       Renumber all SECTIONS consecutively.  
      (Reference is to SB 84 as printed January 12, 2006.)

**and when so amended that said bill do pass.**

---

Representative Ulmer